

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

Sam Abboud,

NO. C 04-00017 JW

Plaintiff,

**ORDER SETTING HEARING FOR ALL
MOTIONS CHALLENGING EXPERT
TESTIMONIES**

v.

International Business Machines Corp.,

Defendant.

The parties in the above entitled action have filed four different motions to strike and or exclude certain experts testimonies. The motions are:

1. Plaintiff's Motion to Strike Portions of Expert Witness Report of *Steven R. Clarke*. (See Docket Item No. 78.)
2. Defendant's Motion to Exclude Expert Report and Opinion Testimony of *Amy Oppenheimer*. (See Docket Item No. 79.)
3. Defendant's Motion to Strike Report and Testimony of *George Jouganatos*. (See Docket Item No. 83.)
4. Defendant's Motion to Exclude Expert Report and Opinion Testimony of *Mel Jacobson*. (See Docket Item No. 95.)

Motions 1-3 are presently scheduled for oral arguments on April 3, 2006. Motion 4 has been noticed for a hearing on April 10, 2006. For judicial efficiency, the April 3, 2006 hearing date is vacated.

All motions challenging expert testimonies shall be heard on **April 10, 2006 at 9 a.m.**

Dated: March 20, 2006



JAMES WARE
United States District Judge

1 **THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN DELIVERED**
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9 **Dated: March 20, 2006**

Richard W. Wieking, Clerk

10 **By: /s/ JW Chambers**

11 **Melissa Peralta**
12 **Courtroom Deputy**